

OGC HAS REVIEWED.

Assistant Chief, Finance Branch

9 February 1949

Office of the General Counsel

STATINTL

1. The enclosed bill amounting to \$21.27 for services during the month of December 1948 has been reviewed together with subject contract.

2. We do not feel that it was either in the spirit or the explicit provisions of the contract to effect a flat monthly charge regardless of whether any inspection was made. The contract period extends from 15 December 1948 to 30 June 1949 and the intent of the parties seems to provide for a flat monthly rate which would of course be pro-rated for any period of less than a month. The charge for both inspection and emergency calls are based on labor, and although the charge is not based on the number of hours worked, nevertheless, we do not appear to be obligated unless some work is actually done.

3. Therefore, we do not feel that the charge for December, when no inspection service was rendered, should be accepted. We are enclosing a draft of a letter to the contractor for your convenience.

STATINTL